UNITED STATES COURT OF APPEALS

LEONARD GREEN CLERK

FOR THE SIXTH CIRCUIT 100 EAST FIFTH STREET, ROOM 540 POTTER STEWART U.S. COURTHOUSE CINCINNATI, OHIO 45202-3988

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Filed: December 19, 2006

US DISTRICT COURT TISTRICT OF TENN.

DEC 2 2 2006

OF PUTY CLERK

Keith Throckmorton Middle District of Tennessee at Nashville 801 Broadway Suite 800 U.S. Courthouse Nashville, TN 37203

RE: 05-6477

McCarthy vs Middle TN Electric District Court No. 04-00312

Enclosed is a copy of the mandate filed in this case. The certified record was never sent to this Court on appeal.

> Very truly yours, Leonard Green, Clerk

(Ms) Cheryl Borkowski Case (Manager

cc:

Mr Gerald E Martin

Mr James G Stranch III
Mr James C Cope
Mr John R Lodge Jr
Mr John C Knowles

Mr. John S. Wilder Sr.

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Mr George G Gray Mr Roger Kenneth Witcher

Mr. Jacky Orange Bellar

Ms. Harriet A. Cooper

UNITED STATES COURT OF APPEALS FOR THE SIXTH CIRCUIT

No: 05-6477

Filed: December 19, 2006

JOHN MCCARTHY, et al

Plaintiffs - Appellants

V ..

MIDDLE TENNESSEE ELECTRIC MEMBERSHIP CORPORATION; et al Defendants - Appellees

MANDATE

Pursuant to the court's disposition that was filed 10/17/06 the mandate for this case hereby issues today.

A True Copy.

Attest:

COSTS: NONE

Filing Fee \$
Printing \$

Total \$

Deputy Clerk